IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

W.P.NO.884 OF 2006

Ratin Harshadrai Desai ..Petitioner

Vs.

Union of India & Ors. ..Respondents

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Ms.F.Sethana & Ms. Preeti Das i/b
Dunmorr Sett for Petitioner
Mr.R.A.Rodrigues for Respondent No.1
Mr.M.P.S.Rao with Mr.S.Marathe i/b Devan
Dwarkadas and Partners for Respondent Nos.2 and 3

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CORAM: F.I.REBELLO AND
SMT.V.K.TAHILRAMANI,JJ.
DATE : JUNE 22, 2006

P.C.

1. The petition was filed against the order dated 29.12.2005 whereby the Company was called upon to hold a meeting. Various directions as to how the meeting was to be held, are set out therein. The petitioner approached this Court and considering the urgency made out, interim relief was granted on 31.3.2006. The meeting thereafter has not been held.

2. Previous to the filing of this petition, an

appeal has been preferred against the very order before the Gujarat High Court which is pending. If that be the case, in our opinion, this would not be a fit case to exercise our extra ordinary jurisdiction. It will be open to the petitioner to move the Gujarat High Court for adding them as party in the said petition.

3. With the above directions, petition stands disposed of. All the interim orders stand vacated.

[F.I.REBELLO, J.]

[SMT.V.K.TAHILRAMANI,J.]